

**TOWN OF LOOMIS**  
**ACTION MINUTES**  
**REGULAR MEETING OF**  
**LOOMIS TOWN COUNCIL**  
**LOOMIS TOWN HALL,**  
**6140 HORSESHOE BAR ROAD, SUITE K**  
**LOOMIS, CA 95650**

**TUESDAY**

**JUNE 13, 2006**

**7:00 P.M.**

**CLOSED SESSION** – Pursuant to cited authority, the Town Council will hold a closed session to discuss the following listed items. A report of any action taken will be presented prior to adjournment of the regular meeting.

**a. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION**

Pursuant to Subdivision (a) of Section 54956.9:  
Bickford Ranch Heritage Coalition v. County of Placer  
Placer County Case No. SCV 12793

**b. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION**

Initiation of litigation pursuant to subdivision Section 54956.9: Three potential cases

**c. CONFERENCE WITH LABOR NEGOTIATORS – Pursuant to Section 54957.6 of the Government Code:**

Agency Negotiator: Perry Beck, Town Manager  
Employee Organization – Represented: -Maintenance Workers (Operating Engineers, Local 39)  
-Loomis Diversified Employees

**TUESDAY**

**JUNE 13, 2006**

**7:30 P.M.**

**CALL TO ORDER**

Called to order by Mayor Morillas at 7:39 p.m.

**PLEDGE OF ALLEGIANCE**

**ROLL CALL**

**Present:**

Mayor Morillas  
Councilmember Fuson  
Councilmember Millward  
Councilmember Scherer  
Councilmember Ucovich

**Absent:** None

**STATEMENT OF ACTION TAKEN DURING CLOSED SESSION**

- a. No action.
- b. No action.
- c. No action.

**MATTERS OF INTEREST TO COUNCILMEMBERS**

Councilmember Scherer stated he would like to have on a future agenda a report on all the streets in Town, where there are a minimum amount of residents or no residents, and where the streets are not in congruence with the recently amended Street Naming Policy.

Councilmember Fuson noted the clock at the Multi Modal station is right only twice a day.

Councilmember Millward pointed out that other cities are coming up with an ordinance to keep sex offenders at least 300 feet away from areas where children congregate and suggested coming up with an ordinance to protect our children in Loomis.

Councilmember Ucovich expounded on the Friday Summer Concert and the Saturday car show at the Loomis Station.

Mayor Morillas noted there will be another car show next Saturday to raise money for air conditioning and heating at the Loomis Veterans Memorial Hall.

All items on the agenda will be open for public comment before final action is taken. Speakers are requested to restrict comments to the item as it appears on the agenda and stay within a five-minute time limit. The Mayor has the discretion of limiting the total discussion time for an item.

**Written Material Introduced Into the Record:** Citizens wishing to introduce written material into the record at the public hearing on any item are requested to provide a copy of the written material to the Town Clerk prior to the public hearing date so that the material may be distributed to the Town Council prior to the public hearing.

**PUBLIC COMMENT:** This time is reserved for those in the audience who wish to address the Town Council on subjects that are not on the Agenda. The audience should be aware that the Council may not discuss details or vote on non-agenda items. Your concerns may be referred to staff or placed on the next available agenda. Please **note that comments from the public will also be taken on any item on the agenda.** The time allotted to each speaker is five minutes.

Janet Thew, 5572 St. Francis, thanked Council for sponsoring Creek Week this year and presented them a certificate of recognition.

## **ADOPTION OF AGENDA**

Perry Beck, Town Manager, pointed out that an item came in after the Council packets were distributed and asked to add this as item 21, to consider open space property purchase on Brace Road next to Secret Ravine.

A motion was made to add item 21, open space property purchase, to the agenda because it came in after the agenda was posted and needs to be addressed before the next meeting. On motion by Councilmember Scherer, seconded by Councilmember Fuson and passed by voice vote.

A motion to adopt the Agenda as amended. On motion by Councilmember Ucovich, seconded by Councilmember Scherer and passed by voice vote.

**OPPORTUNITY TO COMMENT ON CONSENT CALENDAR:** All items listed under the Consent Agenda are considered by the Council to be routine in nature and will be enacted by one motion unless an audience member or Councilmember requests otherwise, in which case, the item will be removed for separate consideration.

A motion was made to adopt the consent Agenda pulling items 6 and 10 forward for discussion. On motion by Councilmember Ucovich, seconded by Councilmember Millward and passed by voice vote.

## **CONSENT AGENDA**

## **RECOMMENDED ACTION**

- |    |  |   |
|----|--|---|
| 1. | Council Minutes – 5/9/06   | <i>APPROVE</i>                              |
| 2. | Monthly Check Register – May –   | <i>RECEIVE AND FILE</i>                     |
| 3. | Statement of Activity  | <i>RECEIVE AND FILE</i>                     |
| 4. | Treasurer's Report   | <i>RECEIVE AND FILE</i>                     |
| 5. | Planning Status Report   | <i>RECEIVE AND FILE</i>                     |
| 7. | A Resolution of the Town Council of the Town of Loomis Requesting Collection of Charges on Tax Roll For the Following Districts: Heather Heights community Facilities District No. 3, Loomis Maintenance District Unit 1, Loomis Maintenance No. 2, Community Facilities District No. 1, Sunrise-Loomis Community Facilities District No. 2, Community Facilities District No. 4, Loomis Acres Unit No. 4 Maintenance District, King Road Maintenance District, Rachel Estates Maintenance District, Hunters Crossing II Maintenance District, Saunders Avenue | <i>ADOPT RESOLUTION</i><br>Resolution 06-21 |

Maintenance District, Saunders Avenue Improvement District  
Sherwood Estates Maintenance District, Heritage Park Estates  
Phase 1 Maintenance District, Hunter Oaks Maintenance District

8. Resolution of the Town Council of the Town of Loomis  
Declaring an Election be Held; Requesting The Board  
Of Supervisors to Consolidate this Election With Any  
Other Election Conducted on Said Date; And Requesting  
Election Services by the County Clerk

**ADOPT RESOLUTION**

Resolution 06-22

9. A Resolution of the Town Council of the Town of Loomis  
Approving A Loomis Fire District Capital Facilities Impact Fee  
Increase

**ADOPT RESOLUTION**

Resolution 06-23

## CONSENT ITEMS FORWARDED

6. Select Projects Update

**RECEIVE AND FILE**

Kathryn Wolff, 3347 Kathy Way, stated the following:

- they are willing to work with Emard Development
- correction of the wall itself needs to be completed by the development
- they have minor damage to their irrigation system
- for any further construction they would like a neutral person to oversee it
- the footing edge of the barrier itself should be the Developments responsibility to fix it

Kim Dales, 3357 Kathy Way, stated the following:

- they would like the support of the Town on this issue, they have no trust in Emard Development
- they trespassed on their property and tagged their trees
- when they were not home they came over the back fence and cut some of the limbs on their redwoods

Councilmember Millward stated the following:

- he has talked to the developer and the neighbors and suggested they all put down what they want in writing
- he has volunteered to be a mediator with Brian Fragiato to make sure everything is done right

A motion was made to receive and file. On motion by Councilmember Scherer, seconded by Councilmember Millward and passed by voice vote.

10. Placer County Sheriff's Contract Renewal For 2006/07 Year

**APPROVE CONTRACT**

Councilmember Millward noted that with all the new development coming in the Town will need another officer.

No public comment.

Lieutenant Don Hutchinson pointed out the following:

- typically in the rural areas of Placer County they have about 1.33 officers to a thousand
- the school has a resource officer that the County absorbs
- they are remodeling and plan on staying here for at least 10 more years

Following further discussion on the matter, a motion was made to approve 2006/07 Placer County Sheriff's contract for police services in the amount of \$1,199,755. On motion by Councilmember Scherer, seconded by Councilmember Millward and passed by the following roll call vote:

Ayes: Fuson, Millward, Morillas, Scherer, Ucovich

Noes: None

## PUBLIC HEARING

11. Statewide Community Infrastructure Program

Consider participation in the Statewide Community Infrastructure Program (SCIP) which is sponsored by the California Statewide Communities Development Authority (CSCDA), a financing method for certain development impact fees

**Recommended action:** Discuss, take public comment, and decide whether to adopt the resolution and join SCIP and become a participating member agency in the program

**Public comment:**

Sam Sperry, attorney with Orrick, Herrington & Sutcliffe LLP, expounded on the Statewide Community Infrastructure Program and answered questions.

Nanette Olson stated the following:

- this program will provide a way for developers to build quickly
- this program will not make affordable housing

Following further discussion on the matter, a motion was made to postpone this item to a another meeting. On motion by Councilmember Ucovich, seconded by Councilmember Fuson and passed by voice vote.

Recess at 8:47 p.m. to 8:57 p.m.

## 12. Town of Loomis Operating Budget

Consider budget for the Fiscal Year ending June 30, 2007

**Recommended action:** Adopt Resolutions

**Public comment:**

Bret Gladfelty, 5585 St. Francis Circle East and on the Del Oro Youth Advisory Committee, requested a \$2000 donation for a dinner event at the Blue Goose to recognize community members and businesses that have helped at Del Oro High School.

Following further discussion on the matter, Council agreed on the following:

- \$2000 for the Youth Advisory Committee
- move the Cowboy Poetry fund to the miscellaneous funds
- \$4000 for the Chamber of Commerce and \$1000 for the Eggplant Festival
- budget for a full time code enforcement officer but hire part time to begin with

A motion was made to approve Resolution 06-24, adopting the annual operating budget for fiscal year 2006-2007 with the above amendments.

On motion by Councilmember Scherer, seconded by Councilmember Millward and passed by the following roll call vote:

Ayes: Fuson, Millward, Morillas, Scherer, Ucovich

Noes: None

A motion was made to approve Resolution 06-25, setting forth position allocations for the fiscal year 2006-2007. On motion by Councilmember Scherer, seconded by Councilmember Millward and passed by the following roll call vote:

Ayes: Fuson, Millward, Morillas, Scherer, Ucovich

Noes: None

A motion was made to approve Resolution 06-26, certifying compliance with the 2005-2006 appropriation limitation and establishing the appropriation limitation for the 2006-2007 fiscal year. On motion by Councilmember Scherer, seconded by Councilmember Millward and passed by the following roll call vote:

Ayes: Fuson, Millward, Morillas, Scherer, Ucovich

Noes: None

## BUSINESS

### 13. Request for Rezone at 5891 Stone Road

Discuss request for a rezone from RM-5 (5000 sf) to RM-3.5 (3500 sf) at 5891 Stone Road

**Recommended action:** Direct staff

**Public comment:**

Jean Wilson pointed out that the Town has affordable housing requirements that need to be met.

Following further discussion on the matter, Council's direction was to leave it the way it is, RM-5 (5000 sf).

### 14. Cowpoke Fall Gathering

The Cowpoke Fall Gathering group has submitted a request for assistance in doing the annual cowboy poetry in the fall

**Recommended action:** Discuss and approve an appropriate amount of assistance if warranted and direct that the amount be included in the 2006/07 budget line item Donations and Awards

**Public comment:**

No public comment.

Council addressed this request during discussion on item 12, the Loomis Operating Budget.

15. **Status of Zoning Code Revision for Second Stories**

Councilmember Millward has requested a status report on the zoning ordinance changes with respect to new residential second stories

**Recommended action:** Discuss and direct staff

**Public comment:**

Jean Wilson discussed the following:

- one and two story homes in the same areas can be done in a well plan manner
- understand on small lots but on larger lots if there is a big enough separation then it shouldn't matter
- a blanket prohibiting second stories goes further then we need to

Nannette Olson agrees with Ms. Wilson.

Following further discussion on the matter, Council directed staff to come back with a status report on proposed changes to the zoning ordinance on second stories.

16. **Zoning Code Revision – Second Units**

Consider whether the wording changes noted for the second unit provisions in the Zoning Code should be implemented as proposed

**Recommended action:** Approve proposed zoning code changes or as may be edited by Council and brought back in ordinance form for hearing and approval

**Public comment:**

Jean Wilson, 4301 Barton Road, regarding Section 13.24.040, Medium Density (RM) zoning stated the following:

- questioned whether we need further restrictions, such as notifying everyone within 300 feet
- there would be another level of costs and hearings

Nannette Olson stated the following:

- you can only speculate that the owner of a second unit lives on the property
- residents that have homes that are \$700,000+ with a second unit on it will not let anything happen to their property value
- the wording needs to be changed, it's your property, you should be able to rent your house to a family and the second unit

Following further discussion on the matter, Council agreed to continue this item to the July 11, 2006 meeting.

17. **Service Fees**

Consider resolution and accompanying papers prepared to consolidate the service fees adopted in December 2005 and adopt those the Council reviewed at the last Council meeting

**Recommended action:** Adopt resolution consolidating and setting service fees

**Public comment:**

No public comment.

Continued to July 11, 2006.

18. **Open Space Committee Report**

Consider a schedule for the 2005/06 Open Space Committee to complete the open space report by December 2006 and give direction on several organization and operation issues

**Recommended action:** Approve the 2005/06 Open space Committee report schedule

**Public comment:**

No public comment.

Following further discussion on the matter, Council agreed on the following:

- the Open Space Ad Hoc committee will disband by the end of the calendar year
- the Open Space committee will only review plans that have been identified in their report
- the Open Space report will be completed by December 2006

19. **Farmers Market**

Consider appointing a subcommittee to visit the Auburn Farmers Market officials about starting a farmers market in Loomis

**Recommended action:** Discuss and give direction

**Public comment:**

No public comment.

Council agreed to appoint Councilmembers Scherer and Ucovich on the subcommittee to visit the Auburn Farmers Market officials.

20. **Council and Planning Commission Development Workshop**

Consider holding the first quarterly development joint workshop on July 18, 2006 at 7:00 p.m.

**Recommended action:** Approve joint workshop for July 18, 2006 and advise if there are particular things (developments) Council may want to put on the agenda

**Public comment:**

No public comment.

Council approved July 18, 2006 for the joint workshop and directed staff to include Alice's Fruit Stand property and the Humphrey Road development on the agenda.

21. **Consider Open Space Property Purchase** (added to the Agenda with 5/5 vote)

Open Space Committee member asked Council to consider acquisition of property that is for sale on Brace Road next to Secret Ravine for open space purposes

**Recommended action:** Direct staff

**Public comment:**

No public comment.

Following further discussion on the matter, Council agreed not to purchase the property.

**FUTURE AGENDA ITEMS:** Items listed will be placed on subsequent agendas typically one at a time in the order shown unless otherwise requested by vote of the Council. Items for future agendas are entered in the order received starting at the bottom.

8/1992 Design guidelines - Staff

10/05 Fire District Report

11/05 Identify park sites in Town (Alice fruit stand site??) - Ucovich

11/05 Sheriff building needs in Town - Ucovich

12/05 Concrete bench for bus stop at Starr Liquor - Ucovich

12/05 Town name plate (monument??) at Sunrise Loomis park - Ucovich

1/06 General Plan revise (flood plains, commercial/industrial lands, sphere) - Staff

2/06 Appoint Treasurer & Clerk - Ucovich

2/06 buy Christmas garland (\$15,000?) for Loomis Station light poles - Ucovich

3/06 Park/Open space/Facility funds

5/06 Entry feature at the corner of Sierra College Blvd. and Taylor Rd. - Scherer

**COMMITTEE REPORTS**

21. Placer County Economic Development Commission - Ucovich

22. Placer County Flood Control/Water Conservation District - Morillas

23. Placer County Transportation Planning Agency - Ucovich


24. Placer County Mosquito Abatement - Ucovich

25. Placer County Air Pollution Control District - Millward/Ucovich

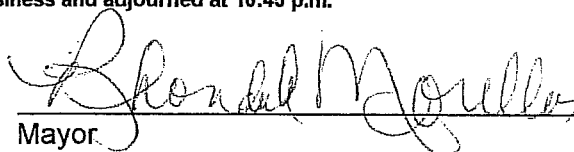
26. Sacramento Area Council of Governments - Fuson/Ucovich

**ADJOURNMENT**

Mayor Morillas stated there was no further business and adjourned at 10:45 p.m.



Town Clerk

  
Mayor